

RECORDATION NO. 6095-A Filed & Recorded  
MAY 17 1971 - 12 40 PM

EXECUTED IN 20 COUNTERPARTS  
OF WHICH THIS IS NO. 20

INTERSTATE COMMERCE COMMISSION  
FIRST AMENDMENT TO EQUIPMENT LEASE

THIS FIRST AMENDMENT TO EQUIPMENT LEASE dated as of May 1, 1971, among D. E. MUNDELL and BEN MAUSHARDT, not in their individual capacities but solely as Trustees under a Trust Agreement dated as of March 1, 1971 (the "Lessor"), UNITED STATES LEASING INTERNATIONAL, INC., a California corporation, as Agent for Lessor (the "Agent") and THE CHESAPEAKE AND OHIO RAILWAY COMPANY, a Virginia corporation (the "Lessee");

W I T N E S S E T H:

WHEREAS, the Lessor, the Lessee and the Agent have heretofore executed and delivered that certain Equipment Lease dated as of March 1, 1971 (the "Lease") providing for the lease thereunder by the Lessor to the Lessee of certain open top hopper cars and cabooses more fully described in Schedules A-1 and A-2 attached to said Lease; and

WHEREAS, the said Lease was filed for record in the Office of the Secretary of the Interstate Commerce Commission at 2:35 P.M. on April 7, 1971 and has been assigned Recordation No. 6095-A; and

WHEREAS, the Lessor, the Lessee and the Agent desire to amend the Lease as hereinafter set forth:

NOW, THEREFORE, in consideration of the premises and other good and valuable consideration, the receipt whereof is hereby acknowledged, the Lessor, Lessee and the Agent hereby covenant and agree that paragraph (a) of Section 14.1 of the Lease shall be deemed to be and it is hereby amended so as to read in its entirety as follows:

"(a) Default shall be made in the payment of any part of the rental provided in Section 2 hereof and such default shall continue for five days; or"

IN WITNESS WHEREOF, the parties hereto have caused this First Amendment to Equipment Lease to be executed by their respective officers thereunder duly authorized and their corporate seals to be hereto affixed as of the day and year first above written.

D. E. Mundell and Ben Maushardt,  
as Trustees under C & O Trust No. 3

By 

LESSOR

THE CHESAPEAKE AND OHIO  
RAILWAY COMPANY

Approved as to form

C.C. Kimball  
General Attorney  
5/16/71

(Corporate Seal)

Attest:

D. Martin  
Assistant Secretary

By [Signature]  
Treasurer

LESSEE

UNITED STATES LEASING  
INTERNATIONAL, INC.

By [Signature]  
Its Vice President  
AGENT AS AFORESAID

(Corporate Seal)

Attest:

Joanne L. Miller  
Secretary

STATE OF CALIFORNIA )  
 ) SS  
CITY AND COUNTY OF SAN FRANCISCO )

On this 3rd day of May, 1971, before me personally appeared D. E. MUNDELL, to me known to be the person described in and who executed the foregoing instrument and he acknowledged that he executed the same as his free act and deed.

(Seal)

My commission expires:



STATE OF CALIFORNIA )  
 ) SS  
CITY AND COUNTY OF SAN FRANCISCO )

On this 3rd day of May, 1971, before me personally appeared FRANK B. SMITH, to me personally known, who being by me duly sworn, says that he is the Vice President of UNITED STATES LEASING INTERNATIONAL, INC., that the seal affixed to the foregoing instrument is the corporate seal of said corporation, that said instrument was signed and sealed on behalf of said corporation by authority of its Board of Directors; and he acknowledged that the execution of the foregoing instrument was the free act and deed of said corporation. *one of*

(Seal)

My commission expires:



STATE OF MARYLAND )  
 ) SS  
CITY OF BALTIMORE )

On this 13 day of MAY, 1971, before me personally appeared L. C. Roig, Jr., to me personally known, who being by me duly sworn, says that he is the Treasurer of THE CHESAPEAKE AND OHIO RAILWAY COMPANY, that the seal affixed to the foregoing instrument is the corporate seal of said corporation, that said instrument was signed and sealed on behalf of said corporation by authority of its Board of Directors; and he acknowledged that the execution of the foregoing instrument was the free act and deed of said corporation. *one of*

(Seal)

Russell E. Schreiber  
Russell E. Schreiber, Notary Public

My commission expires: July 1, 1974